

CHAPTER NO. 766

HOUSE BILL NO. 3242

By Representative Patton

Substituted for: Senate Bill No. 3073

By Senator Crowe

AN ACT to amend Tennessee Code Annotated, Section 49-7-118, and Section 38-8-107, relative to campus security officers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-7-118, is amended by adding the following new subsection:

(g) As used in this section unless the context clearly requires otherwise:

(1) "Campus police officer" means a person commissioned by an employing institution and rendered an oath to provide police services, enforce law, exercise arrest authority, and carry firearms; and thus is subject to the provisions of the Tennessee peace officer standards and training commission.

(2) "Public safety officer" means a person who, in addition to being a commissioned, campus police officer under the provisions of subdivision (g)(1), performs other significant duties such as certified firefighter, medical first responder, and/or other tasks associated with homeland security, based on the needs of a particular institution.

(3) "Campus security officer" means a person employed by an institution to provide non-police, security-related services and as such is not commissioned to exercise arrest authority nor carry firearms without additional provision of law, nor is subject to the provisions of the Tennessee peace officer standards and training commission.

(4) "Law enforcement agency" means an institution employing one (1) or more commissioned police officers.

SECTION 2. Tennessee Code Annotated, Section 49-7-118(a), is amended by deleting the words "may be employed and commissioned as security officers" and by substituting the words "may be employed and/or commissioned as police officers, public safety officers, and security officers".

SECTION 3. Tennessee Code Annotated, Section 49-7-118, is further amended by deleting subsection (b) and by substituting the following new subsection:

(b) In addition to the minimum requirements under regulation by the peace officer standards and training commission, each board or institution may establish additional qualifying factors, training standards, and policies for employees holding a police officer's commission.

SECTION 4. Tennessee Code Annotated, Section 49-7-118(d), is amended by deleting the words "security officers" in the first sentence and substituting the words "police officers".

SECTION 5. Tennessee Code Annotated, Section 49-7-118(d), is further amended by deleting the words "or within the perimeter of such facilities or property" in the second sentence and substituting the words " , within the perimeter of or connect between such facilities, property, or interests of a particular institution".

SECTION 6. Tennessee Code Annotated, Section 49-7-118(e)(1), is amended by deleting the words "Security officers properly commissioned and qualified in accordance with the policies of the board of regents and board of trustees and this section", and substituting the words "A law enforcement agency".

SECTION 7. Tennessee Code Annotated, Section 49-7-118(e)(1), is further amended in the second sentence by deleting the words "either the security officers or law enforcement officers find" and substituting the words "the law enforcement agency finds".

SECTION 8. Tennessee Code Annotated, Section 49-7-118(e)(2), is amended by deleting the words "law enforcement officer or security officer" wherever they appear and substituting the words "police officer".

SECTION 9. Tennessee Code Annotated, Section 49-7-118(f), is amended by deleting the words "security officer" or "security officers" wherever they appear and substituting the words "police officer" or "police officers", respectively.

SECTION 10. This act shall take effect July 1, 2004, the public welfare requiring it

PASSED: May 12, 2004


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 24th day of May 2004


PHIL BREDESEN, GOVERNOR